

MESSAGE NO: 2254117 MESSAGE DATE: 09/10/1992

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-203, A-588-205

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 11/09/1988 TO 04/30/1990

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN AFBS FROM JAPAN (A-588-203, A-588-205)

MESSAGE NO: 2254117

DATE: 09 10 1992

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 588 - 203

A - 588 - 205

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PERIOD COVERED: 11 09 1988 TO 04 30 1990

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: LIQUIDATION INSTRUCTIONS FOR CERTAIN AFBS FROM JAPAN
(A-588-203, A-588-205)

1. FOR ALL SHIPMENTS OF JAPANESE CYLINDRICAL ROLLER BEARINGS OR SPHERICAL PLAIN BEARINGS EXPORTED BY JAPANESE AERO ENGINES CORP. (JAEC), AND ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD NOVEMBER 9, 1988 THROUGH APRIL 30, 1990, ASSESS A DUMPING LIABILITY EQUAL TO 51.82 PERCENT AND 92.00 PERCENT OF ENTERED CUSTOMS VALUE FOR CYLINDRICAL ROLLER BEARINGS AND SPHERICAL PLAIN BEARINGS, RESPECTIVELY, EXCEPT IF PARAGRAPH 2 IS APPLICABLE.

2. IF A CASH DEPOSIT WAS COLLECTED AS SECURITY FOR AN ESTIMATED ANTIDUMPING DUTY FOR ANY SHIPMENT OF MERCHANDISE DESCRIBED IN PARAGRAPH 1 ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION DURING THE PERIOD NOVEMBER 9, 1988 THROUGH MAY 17, 1989, ASSESS A DUMPING LIABILITY EQUAL TO 51.82 PERCENT AND 92.00 PERCENT OF ENTERED CUSTOMS VALUE FOR CYLINDRICAL ROLLER BEARINGS AND SPHERICAL PLAIN BEARINGS, RESPECTIVELY, OR EQUAL TO THE AMOUNT OF THE CASH DEPOSIT, WHICHEVER IS LESS.

3. FOR ENTRIES OF THIS MERCHANDISE ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER MAY 15, 1989 THROUGH APRIL 30, 1990, THE ASSESSMENT OF DUMPING DUTIES BY THE CUSTOMS SERVICE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT, WHICH REQUIRES INTEREST TO BE PAID ON OVERPAYMENTS AND UNDERPAYMENTS OF AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. CALCULATE INTEREST FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THORUGH THE DATE OF LIQUIDATION, USING THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

4. YOU MAY RELEASE APPRAISED VALUES TO THE INDIVIDUAL IMPORTER CONCERNED OR HIS AUTHORIZED REPRESENTATIVE. YOU MAY NOT RELEASE ANY DETAILS OF THE CALCULATIONS OF APPRAISED VALUES WITHOUT ANTHORIZATION OF CUSTOMS SERVICE HEADQUARTERS.

5. IN ACCORDANCE WITH C.I.E. N-15/ 88, DATED APRIL 21, 1988, REPORT TO CUSTOMS SERVICE HEADQUARTERS ANY ANTIDUMPING DUTIES DUE.

6. IMMEDIATELY FORWARD TO CUSTOMS SERVICE HEADQUARTERS ANY INFORMATION ON FILE WHICH MIGHT AFFECT THE APPRAISED VALUES UNDER ANTIDUMPING PROVISIONS, WITH AN EXPLANATION OF THE CIRCUMSTANCES UNDER WHICH IT WAS RECEIVED. IN SUCH A CASE, SUSPEND LIQUIDATION OF THE AFFECTED ENTRIES UNTIL A DECISION

IS MADE CONCERNING THE APPLICABILITY OF THE ADDITIONAL INFORMATION.

7. WHENEVER THE IMPLEMENTATION OF THE ABOVE INSTRUCTIONS RESULTS IN THE ASSESSMENT OF ANTIDUMPING DUTIES, REQUIRE OF THE IMPORTER, PRIOR TO LIQUIDATION, THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION.
8. EFFECTIVE UPON RECEIPT OF THIS MESSAGE, YOU SHOULD PROCEED WITH LIQUIDATION.
9. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH VIA EMAIL BY USING ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT MICHAEL RILL AT (202) 377-4733, OFFICE OF ANTIDUMPING COMPLIANCE, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.
10. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS TELEX.

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Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party